

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

YISEL DEAN, Independent Administratrix of the)
Estate of STEVEN DEAN, deceased, and on behalf)
of all statutory beneficiaries,)
)
Plaintiff,)
)
v.) DOCKET NO: 05cv10155 PBS
)
RAYTHEON COMPANY, a Delaware)
Corporation, RAYTHEON AIRCRAFT)
COMPANY, a Kansas Corporation, RAYTHEON)
CREDIT CORPORATION, a Kansas Corporation,)
COLGAN AIR INC., a Delaware Corporation d/b/a)
US AIR EXPRESS,)
)
Defendants.)

**MOTION TO POSTPONE REFERRAL TO MEDIATION PROGRAM
OF DEFENDANTS, RAYTHEON COMPANY, RAYTHEON AIRCRAFT
HOLDINGS, INC., RAYTHEON AIRCRAFT COMPANY, AND
RAYTHEON AIRCRAFT CREDIT CORPORATION**

NOW COMES the defendants, Raytheon Company, Raytheon Aircraft Holdings, Inc., Raytheon Aircraft Company, and Raytheon Aircraft Credit Corporation, hereinafter collectively referred as Raytheon defendants, and respectfully move this Honorable Court, pursuant to Rule 16 of the Federal Rules of Civil Procedure, to postpone the referral to mediation, now scheduled for the first week of September 2005. The Raytheon defendants state as grounds for this motion that mediation at this time is premature and no meaningful discussions regarding settlement could take place without substantial discovery. The Raytheon defendants answer was filed on July 21, 2005 and the Court's order with respect to scheduling was issued after a hearing on Colgan's Motion to Dismiss. Lead counsel for the Raytheon defendants was not present and had

counsel been present at the time, persuasive arguments would have been presented to the Court in favor of discovery as opposed to an immediate referral for mediation.

WHEREFORE, the Raytheon defendants respectfully request this Honorable Court to postpone the mediation, now scheduled for the first week of September 2005.

Respectfully submitted,
The Defendants,
**RAYTHEON COMPANY, RAYTHEON
AIRCRAFT HOLDINGS, INC., RAYTHEON
AIRCRAFT COMPANY, AND RAYTHEON
AIRCRAFT CREDIT CORPORATION**
By their attorneys,

/s/ Peter C. Knight

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And

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/s/ Michael G. Jones

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Certification of Compliance with Local Rule 7.1(A)(2)

I, Peter C. Knight, counsel for Raytheon Company, Raytheon Aircraft Holdings, Inc., Raytheon Aircraft Company and Raytheon Aircraft Credit Corporation, have conferred with counsel for the Plaintiff in an effort to narrow or resolve the issue that is the subject of this Motion.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 17th day of August, 2005, a true and correct copy of above and foregoing **MOTION TO POSTPONE REFERRAL TO MEDICATION PROGRAM OF DEFENDANTS, RAYTHEON COMPANY, RAYTHEON AIRCRAFT HOLDINGS, INC., RAYTHEON AIRCRAFT COMPANY AND RAYTHEON AIRCRAFT CREDIT CORPORATION** was sent in the United States mail, postage prepaid and properly addressed to:

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